

IAP7 Rec'd PCT/PTO 26 JUL 2006'

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of

SCHMEISSER

Serial No. 10/540,152

Filed: June 21, 2005

For: ROTARY STIRRING DEVICE FOR TREATING MOLTEN  
METAL



Confirmation No.:5518

Atty. Ref.: 45-316

Group: Unassigned

Examiner: Unassigned

\* \* \* \* \*

July 26, 2006

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**PETITION FOR WITHDRAWAL OF  
HOLDING OF ABANDONMENT UNDER 37 CFR 1.181(a)(1)**

Pursuant to 37 C.F.R. 1.181(a)(1), Applicants hereby petition the Commissioner to withdraw the holding of abandonment as set forth in the Notification of Abandonment (copy attached) mailed July 24, 2006 in regard to the above-captioned application.

On January 25, 2006, a Response (copy attached) was timely filed to the Notification of Missing Requirements mailed December 12, 2005. The Response was accompanied by a copy of the Notification of Missing Requirements (copy attached), an executed declaration (copy attached), Exclusive Substitute Power of Attorney (copy attached), Identification of Practitioners to be Recognized (copy attached) and two page cover sheet (copy attached). Also attached is a copy of the acknowledgement post card which accompanied the Response papers showing the USPTO date stamp of "JAN 25 2006".

SCHMEISSER  
Serial No. 10/540,152  
July 26, 2006

Because the holding of abandonment is in error as a Response was timely filed in reply to the Notification of Missing Requirements, it is respectfully submitted that no fees are necessary to effect withdrawal of the Notice of Abandonment and reinstatement of the application to pending status. However, should any fees be due (it is believed that this should not be required), the undersigned authorizes charging of Deposit Account No. 14-1140, order number 45-316, in order to effect entry of this Petition and withdrawal of the Notice of Abandonment.

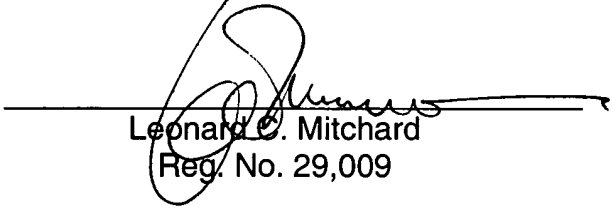
Should there be any question regarding this Petition, the Patent Office personnel in charge of this matter is invited to contact the undersigned at the telephone number listed below.

Favorable action on this application is awaited.

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

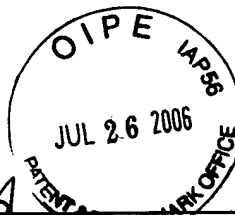
By: \_\_\_\_\_

  
Leonard C. Mitchard  
Reg. No. 29,009

LCM:lfm  
901 North Glebe Road, 11th Floor  
Arlington, VA 22203-1808  
Telephone: (703) 816-4000  
Facsimile: (703) 816-4100  
Attachments: Notification of Abandonment, Response, Notification of Missing Requirements, executed declaration, Exclusive Substitute Power of Attorney, Identification of Practitioners to be Recognized, two page cover sheet, acknowledgement post card



UNITED STATES PATENT AND TRADEMARK OFFICE

45-316  
LCM
 UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/540,152	Dirk Schmeisser	45-316

INTERNATIONAL APPLICATION NO.

PCT/GB03/05492

I.A. FILING DATE

PRIORITY DATE

12/17/2003

12/21/2002

 23117  
 NIXON & VANDERHYE, PC  
 901 NORTH GLEBE ROAD, 11TH FLOOR  
 ARLINGTON, VA 22203

CONFIRMATION NO. 6603

371

ABANDONMENT/TERMINATION  
LETTER

\*OC000000019726163\*

Date Mailed: 07/24/2006

## NOTIFICATION OF ABANDONMENT

The United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495) has made the following determination:

- Applicant has failed to respond to the notification of MISSING REQUIREMENTS (Form PCT/DO/EO/905), mailed 12/12/2005 within the time period set therein.

 File Petition  
 DATES DOCKETED

 DUE July 31, 2006  
 C/U

Therefore, the above identified application failed to meet the requirements of 35 U.S.C. 371 and 37 CFR 1.495, and is ABANDONED AS TO THE UNITED STATES OF AMERICA.

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/909 (371 Abandonment Notice)

C#/M#: 45-316

Serial No.: 10/450,152

Atty: Leonard C. Mitchard

Inventor/s: SCHMEISSER

Date: January 25, 2006

Title: ROTARY STIRRING DEVICE FOR TREATING  
MOLTEN METAL

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\_\_\_\_\_  
\_\_\_\_\_

☐ Address Indication Form

☒ Declaration (2 Pages) (copy)

☐ Assignment (      Pages) Including Cover

**\$0.00 = Total Fee Enclosed**

☒ Credit Card Payment Form Attached (\$      )

Other: Notice of Missing Requirements; Form  
PTO-1390; Response; Copy of Executed  
Exclusive Substitute Power of Attorney;  
Identification of Practitioners to be Recognized

